

BY THE COMMON COUNCIL
FOR THE CITY OF CHARLESTOWN, INDIANA

ORDINANCE NO. 1997-15

AN ORDINANCE PROHIBITING LITTERING
AND IMPOSING PENALTIES FOR SAME

WHEREAS, the City has experienced a serious problem with littering throughout its boundaries, but particularly in and around the Town Square; and

WHEREAS, such littering conditions are unsightly, and are contrary to the best interests of the public health, safety, and welfare; and

WHEREAS, the City desires to adopt an ordinance which prohibits littering, and which imposes a penalty for persons who cause littering;

NOW, THEREFORE, BE IT ORDAINED by the Common Council for the City of Charlestown, Indiana, as follows:

Section 1. Depositing Of Litter Prohibited. It shall be unlawful for any person, firm or corporation, in person or by agent, employee or servant, to cast, throw, sweep, sift or deposit in any manner in or upon any public way or public place in the City, or in any public water, drain, sewer or receiving basin within the jurisdiction of the City, of any kind of rubbish, waste, refuse, or any thing or substance whatsoever, whether liquid or solid. It shall further be unlawful for any person, firm or corporation, directly or indirectly, to cast, throw, sweep, sift or deposit any of the aforementioned items anywhere within the jurisdiction of the City in such a manner that it may be carried or deposited in whole or in part, by the action of the sun, wind, rain or snow, into any of the aforementioned places.

This section shall not, however, apply to the deposit of material under a permit authorized by any ordinance of the City; or to goods, wares or merchandise deposited upon any public way or other public place temporarily, in the necessary course of trade, and removed therefrom within two (2) hours after being so deposited; or to articles or things deposited in or conducted into the City sewer system through lawful drains in accordance with the ordinances of the City relating thereto.

Section 2. Vehicles To Be Covered. It shall be unlawful for any person, firm or corporation, in person or by agent, employee or servant, to use any vehicle to haul any kind of dirt, rubbish, waste, articles, refuse, things or substances, whether liquid or solid, unless such vehicle is covered to prevent any part of its load from spilling or dropping at all times while such vehicle is in motion on any street or alley or public way in the City.

This section shall not apply when such vehicle is actually being loaded or unloaded; however, such loading and unloading shall occur when the vehicle is not moving. Furthermore, the requirements herein for covering such vehicles shall not apply to vehicles carrying brush cuttings, tree trimmings, branches, logs and similar waste material, if such matter is securely lashed to such vehicle to prevent spilling or dropping as aforesaid.

Section 3. Penalty. Any person, firm or corporation violating any of the provisions of this article shall be fined not less than Ten Dollars (\$10.00) nor more than One Thousand Dollars (\$1,000.00) for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

Section 4. Effective Date. This ordinance shall be in effect from and after its passage and promulgation in accordance with Indiana law.

Adopted this 15th day of December, 1997, by majority vote of the Common Council for the City of Charlestown, Indiana.

COMMON COUNCIL FOR THE
CITY OF CHARLESTOWN, INDIANA

Ward Tackett
Ward Tackett, President

Ed Bolly
Ed Bolly

Bruce M. Bottorff
Bruce Bottorff

Michael "Tony" Jackson
Tony Jackson

Terry Pierce
Terry Pierce

Accepted and approved by the Mayor of the City of Charlestown, Indiana, on this 15th day of December, 1997.

Mayor Robert Braswell
Robert Braswell, Mayor

ATTEST:

Sharon Barnes
Sharon Barnes, Clerk-Treasurer

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